

county, as appropriate, may require such proof of payment in another taxing county or jurisdiction as is deemed to be ~~necessary and proper, necessary.~~ The use tax levied ~~hereunder shall not be under this Article is not~~ subject to credit for payment of any State sales or use tax not imposed for the benefit and use of counties and municipalities. No credit shall be given under this section for sales or use taxes paid in a taxing jurisdiction outside this State if that taxing jurisdiction does not grant similar credit for sales taxes paid under this Article."

**Sec. 3.9.** Section 4 of Chapter 1096 of the 1967 Session Laws, as amended, is amended as follows:

- (1) By rewriting the heading to the section to read: "Scope of Sales Tax.";
- (2) By deleting the reference "105-164.4(1)" and substituting the reference "105-164.4(a)(1) and (4b)";
- (3) By rewriting subpart (2) of the first paragraph to read:  
"(2) the gross receipts derived from the lease or rental of tangible personal property when the lease or rental of the property is subject to the three percent (3%) sales tax imposed by the State under G.S. 105-164.4(a)(2)";
- (4) By deleting the references "105-164.4(3)" and "105-164.4(4)" and substituting the references "105-164.4(a)(3)" and "105-164.4(a)(4)" respectively; and
- (5) By rewriting the last sentence of the first paragraph of that section to read:

"The taxes authorized by this division do not apply to sales that are taxable by the State under G.S. 105-164.4 but are not specifically listed in this section."

**Sec. 3.10.** Section 5 of Chapter 1096 of the 1967 Session Laws, as amended, is amended in the first sentence by deleting the phrase "when, if the property were subject to the use tax imposed by G.S. 105-164.6, such property would be taxed by the State of North Carolina at a rate less than three percent (3%)" and substituting the phrase "when the property would be taxable by the State at a rate of other than three percent (3%) if it were taxable under G.S. 105-164.6".

#### PART IV.

#### HIGHWAY USE TAX.

**Sec. 4.1.** Chapter 105 of the General Statutes is amended by adding a new Article to read:

#### "ARTICLE 5A.

#### "North Carolina Highway Use Tax.

#### "§ 105-165. Definitions.

The following definitions and the definitions in G.S. 105-164.3 apply to this Article: